

Wednesday, October 29, 1997

# Daily Digest

## HIGHLIGHTS

Senate agreed to Agriculture Appropriations Conference Report.  
House Committees ordered reported 11 sundry measures.

## Senate

### Chamber Action

#### *Routine Proceedings, pages S11305–S11394*

**Measures Introduced:** Fifteen bills and one resolution were introduced, as follows: S. 1329–1343, and S. Res. 141. Pages S11342–43

**Measures Reported:** Reports were made as follows:

H.R. 79, to provide for the conveyance of certain land in the Six Rivers National Forest in the State of California for the benefit of the Hoopa Valley Tribe. (S. Rept. No. 105–117)

S. 53, to require the general application of the antitrust laws to major league baseball, with an amendment in the nature of a substitute. (S. Rept. No. 105–118)

S. 967, to amend the Alaska Native Claims Settlement Act and the Alaska National Interest Lands Conservation Act to benefit Alaska natives and rural residents, with an amendment in the nature of a substitute. (S. Rept. No. 105–119)

S. 661, to provide an administrative process for obtaining a waiver of the coastwise trade laws for certain vessels. (S. Rept. No. 105–121)

S. 1294, to amend the Higher Education Act of 1965 to allow the consolidation of student loans under the Federal Family Loan Program and the Direct Loan Program, with an amendment in the nature of a substitute. (S. Rept. No. 105–122) Page S11341

#### **Measures Passed:**

**Enrollment Correction:** Senate agreed to H. Con. Res. 167, to correct a technical error in the enrollment of H.R. 2160. Page S11335

**Honoring Loret Miller Ruppe:** Senate agreed to S. Res. 123, honoring the memory of former Peace Corps Director Loret Miller Ruppe. Pages S11372–73

**Little League Baseball:** Senate agreed to S. Con. Res. 37, expressing the sense of the Congress that

Little League Baseball Incorporated was established to support and develop Little League baseball worldwide and that its international character and activities should be recognized, after agreeing to a committee amendment in the nature of a substitute. Page S11373

**Agricultural Research, Extension, and Education Reform Act:** Senate passed S. 1150, to ensure that federally funded agricultural research, extension, and education address high-priority concerns with national or multistate significance, to reform extend, and eliminate certain agricultural research programs, after agreeing to the following amendment proposed thereto: Pages S11373–88

Jeffords (for Lugar/Harkin) Amendment No. 1527, to make certain technical corrections, establish a Kiwifruit Research Promotion, and Consumer Information Program, define the National Aquaculture Development Plan, improve the competitiveness of small and medium size dairy and livestock operations, combat disease of wheat and barley, continue operation of the Food Animal Residue Avoidance Database Program, and provide assistance for certain rural areas. Pages S11374–76

**ISTEA Authorization:** Senate resumed consideration of S. 1173, to authorize funds for construction of highways, for highway safety programs, and for mass transit programs, with a modified committee amendment (the modification being a substitute for the text of the bill), taking action on amendments proposed thereto, as follows: Pages S11313–17

Pending:

Chafee/Warner Amendment No. 1312, to provide for a continuing designation of a metropolitan planning organization. Page S11313

Chafee/Warner Amendment No. 1313 (to language proposed to be stricken by the committee amendment, as modified), of a perfecting nature. Page S11313

Chafee/Warner Amendment No. 1314 (to Amendment No. 1313), of a perfecting nature. **Page S11313**

Motion to recommit the bill to the Committee on Environment and Public Works, with instructions.

**Page S11313**

Lott Amendment No. 1317 (to instructions of the motion to recommit), to authorize funds for construction of highways, for highway safety programs, and for mass transit programs.

**Page S11313**

Lott Amendment No. 1318 (to Amendment No. 1317), to strike the limitation on obligations for administrative expenses.

**Page S11313**

Subsequently, the bill was returned to the Senate calendar.

**Page S11389**

**Agriculture Appropriations, 1998—Conference Report:** Senate agreed to the conference report on H.R. 2160, making appropriations for Agriculture, Rural Development, Food and Drug Administration, and Related Agencies programs for the fiscal year ending September 30, 1998, clearing the measure for the President.

**Pages S11335–39**

**Education Savings Act for Public and Private Schools—Cloture Filed:** A motion was entered to close further debate on H.R. 2646, to amend the Internal Revenue Code of 1986 to allow tax-free expenditures from education individual retirement accounts for elementary and secondary school expenses, and to increase the maximum annual amount of contributions to such accounts and, in accordance with the provisions of Rules XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Friday, October 31, 1997.

**Pages S11321–22**

**Intelligence Authorizations—Conference Report:** Senate began consideration of a motion to proceed to the consideration of the conference report on S. 858, to authorize appropriations for fiscal year 1998 for intelligence and intelligence-related activities of the United States Government, the Community Management Account, and the Central Intelligence Agency Retirement and Disability System.

**Pages S11323–31**

During consideration of this motion today, Senate took the following action:

By 78 yeas to 20 nays (Vote No. 285), Senate agreed to a motion to table Gramm motion to postpone the motion to proceed to consideration of the conference report until January 15, 1998.

**Pages S11323–31**

Subsequently, Hutchison Amendment No. 1526 (to the motion to postpone the motion to proceed), to make the effective date January 18, 1998, fell when the motion to table the motion to proceed was agreed to.

**Pages S11323–31**

A motion was entered to close further debate on the motion to proceed to consideration of the conference report and, in accordance with the provisions

of Rule XXII of the Standing Rules of the Senate, a vote on the cloture motion will occur on Friday, October 31, 1997.

**Page S11331**

**Nomination—Agreement:** A unanimous-consent time-agreement was reached providing for the consideration of the nomination of Charles J. Siragusa, of New York, to be United States Judge for the Western District of New York, on Thursday, October 30, 1997.

**Page S11389**

**Military Construction Appropriations/Vetoed Provisions—Agreement:** A unanimous-consent agreement was reached providing for the consideration of S. 1292, disapproving the cancellations transmitted by the President on October 6, 1997, regarding Public Law 105–45, on Thursday, October 30, 1997.

**Page S11389**

**Messages From the President:** Senate received the following messages from the President of the United States:

Transmitting the report of achievements in aeronautics and space for fiscal year 1996; referred to the Committee on Commerce, Science, and Transportation. (PM–75).

**Pages S11340–41**

**Nominations Confirmed:** Senate confirmed the following nominations:

By 99 yeas to 1 nay (Vote No. 284 EX), William E. Kennard, of California, to be a Member of the Federal Communications Commission for a term of five years from July 1, 1996.

Harold C. Pachios, of Maine, to be a Member of the United States Advisory Commission on Public Diplomacy for a term expiring July 1, 1999.

Paula Dobriansky, of Maryland, to be a Member of the United States Advisory Commission of Public Diplomacy for a term expiring July 1, 1998.

R. Nicholas Burns, of Virginia, to be Ambassador to Greece.

Tom McDonald, of Ohio, to be Ambassador to the Republic of Zimbabwe.

Mark Robert Parris, of Virginia, to be Ambassador to the Republic of Turkey.

**Pages S11305–13, S11388–89, S11394**

**Nominations Received:** Senate received the following nominations:

1 Army nomination in the rank of general.

Routine lists in the Navy and Coast Guard.

**Pages S11390–94**

**Messages From the President:**

**Pages S11340–41**

**Messages From the House:**

**Page S11341**

**Petitions:**

**Page S11341**

**Executive Reports of Committees:**

**Pages S11341–42**

**Statements on Introduced Bills:**

**Pages S11343–64**

**Additional Cosponsors:** Pages S11364–65  
**Amendments Submitted:** Pages S11366–68  
**Authority for Committees:** Pages S11368–69  
**Additional Statements:** Pages S11369–72  
**Record Votes:** Two record votes were taken today. (Total–285) Pages S11312–13, S11330–31

**Adjournment:** Senate convened at 11 a.m., and adjourned at 6:20 p.m., until 10 a.m., on Thursday, October 30, 1997. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S11389.)

## Committee Meetings

(Committees not listed did not meet)

### NUCLEAR WEAPONS STOCKPILE

*Committee on Appropriations:* Subcommittee on Energy and Water Development held hearings to examine certain funding issues with regard to how the Department of Energy's Stockpile Stewardship and Management program maintains the safety and reliability of the nation's nuclear weapons stockpile, receiving testimony from Federico Peña, Secretary, and Victor H. Reis, Assistant Secretary for Defense Programs, both of the Department of Energy; and Harold P. Smith, Jr., Assistant to the Secretary for Nuclear and Chemical and Biological Defense Programs, and Franklin C. Miller, Acting Assistant Secretary for International Security Policy, both of the Department of Defense.

Subcommittee recessed subject to call.

### SECURITIES LITIGATION STANDARDS

*Committee on Banking, Housing, and Urban Affairs:* Subcommittee on Securities concluded hearings on S. 1260, to limit the conduct of securities class actions under State law by setting national standards for stocks that are traded on the national markets, after receiving testimony from Representatives White and Eshoo; Arthur Levitt, Jr., Chairman, and Isaac C. Hunt, Commissioner, both of the Securities and Exchange Commission; Mayor Harry Smith, Greenwood, Mississippi, on behalf of the National League of Cities; Herbert E. Milstein, Cohen, Milstein, Hausfeld, and Toll, Washington, D.C., on behalf of the National Association of Securities and Commercial Law Attorneys; Thomas E. O'Hara, Royal Oaks, Michigan, on behalf of the National Association of Investors Corporation; Robert C. Hinckley, Xilinx, Inc., San Jose, California, on behalf of the American Electronics Association; Daniel Cooperman, Oracle Corporation, Redwood Shores, California, on behalf of the Software Publishers Asso-

ciation; and Michael A. Perino, Stanford University School of Law, Stanford, California.

### NATO ENLARGEMENT

*Committee on the Budget:* Committee concluded hearings to examine certain implications of NATO enlargement on the United States economy, European Union expansion, and the European Monetary Union, after receiving testimony from James A. Baker, Baker and Botts, former Secretary of State and Secretary of the Treasury, and Susan Eisenhower, Center for Political and Strategic Studies, both of Washington, D.C.

### AVIATION ACCIDENT COMPENSATION

*Committee on Commerce, Science, and Transportation:* Committee concluded hearings on S. 943 and H.R. 2005, bills to allow a dependent of a victim of an international aviation accident occurring on or after January 1, 1995, to sue for pecuniary loss, after receiving testimony from Senator Specter; Hans Ephraimson-Abt, Ridgewood, New Jersey, on behalf of the American Association for Families of KAL 007 Victims; A. Frank Carven, III, Bel Air, Maryland, on behalf of the Families of TWA Flight 800 Association, Inc.; William Huggett, Huggett Law Firm, Miami, Florida; and Andrew J. Harakas, Stamford, Connecticut.

### NOAA CORPS

*Committee on Commerce, Science, and Transportation:* Subcommittee on Oceans and Fisheries concluded hearings to examine the future of the National Oceanic and Atmospheric Administration Corps, and related proposals, including S. 877, to disestablish NOAA's Corps of Commissioned Officers while maintaining NOAA's services for managing the nation's natural resources and improving the cost-effectiveness of the program, after receiving testimony from D. James Baker, Under Secretary for Oceans and Atmosphere, and Frank DeGeorge, Inspector General, both of the Department of Commerce; L. Nye Stevens, Director, Federal Management and Workforce Issues, General Government Division, General Accounting Office; Christian Andreasen, International Hydrographic Organization, North Potomac, Maryland; Cheryl Glang, NOAA Officers' Wives Club, Germantown, Maryland; and Whitemarsh S. Smith, III, Charleston Branch Pilots' Association, Charleston, South Carolina.

### MOUNT ST. HELENS MINERAL RIGHTS

*Committee on Energy and Natural Resources:* Subcommittee on National Parks, Historic Preservation and Recreation concluded hearings on S. 638, to provide for acquisition of private mineral rights held by Burlington Northern Incorporated and the

Weyerhaeuser Company within the Mount St. Helens National Volcanic Monument, after receiving testimony from Robert Anderson, Deputy Assistant Director, Minerals, Realty, and Resource Protection, Bureau of Land Management, Department of the Interior; George Sharp, Weyerhaeuser Company, Tacoma, Washington; John S. Geyer, Burlington Resources Oil and Gas Co., Denver, Colorado; and Harry J. Olson, Lakewood, Colorado.

### BUSINESS MEETING

*Committee on Environment and Public Works:* Committee ordered favorably reported the following business items:

The nomination of Kenneth R. Wykle, of Virginia, to be Administrator of the Federal Highway Administration, Department of Transportation;

Provisions of H.R. 1658, authorizing funds for fiscal years 1998 through 2000 for programs of the Atlantic Striped Bass Conservation Act, with an amendment;

S. 1258, to prohibit illegal aliens from receiving relocation assistance associated with Federal projects and grants, with an amendment;

S. 1219, to require the establishment of a research and grant program for the eradication or control of *Pfiesteria piscicida* and other aquatic toxins, with an amendment; and

S. 1324, to deauthorize a portion of the federal navigation channel at Bernard Bayou, Mississippi.

### NOMINATIONS

*Committee on Finance:* Committee ordered favorably reported the nominations of David L. Aaron, of New York, to be Under Secretary of Commerce for International Trade, Mary Ann Cohen, of California, to be a Judge of the United States Tax Court, Margaret Ann Hamburg, of New York, to be an Assistant Secretary of Health and Human Services, Stanford G. Ross, of the District of Columbia, to be a Member of the Social Security Advisory Board, David W. Wilcox, of Virginia, to be an Assistant Secretary of the Treasury, and Charles Rossotti, of the District of Columbia, to be Commissioner of Internal Revenue, Department of the Treasury.

Prior to this action, committee concluded hearings on the nominations of Mr. Aaron, Ms. Cohen, Ms. Hamburg, Mr. Ross and Mr. Wilcox (all listed above), after the nominees testified and answered questions in their own behalf. Mr. Aaron was introduced by Senator Baucus, and Ms. Hamburg was introduced by Senators D'Amato and Moynihan.

### NOMINATIONS

*Committee on Foreign Relations:* Committee concluded hearings on the nominations of William Dale Montgomery, of Pennsylvania, to be Ambassador to the

Republic of Croatia, Harriet C. Babbitt, of Arizona, to be Deputy Administrator, Terrence J. Brown, of Virginia, to be Assistant Administrator for Management, and Thomas H. Fox, of the District of Columbia, to be Assistant Administrator for Policy and Program Coordination, all of the Agency for International Development, Amy L. Bondurant, of the District of Columbia, to be Representative of the United States to the Organization for Economic Cooperation and Development, with the rank of Ambassador, Kirk K. Robertson, of Virginia, to be Executive Vice President of the Overseas Private Investment Corporation, Joseph A. Presel, of Rhode Island, to be Ambassador to the Republic of Uzbekistan, Stanley Tuemler Escudero, of Florida, to be Ambassador to the Republic of Azerbaijan, B. Lynn Pascoe, of Virginia, for the rank of Ambassador during his tenure of Service as Special Negotiator for Nagorno-Karabakh, Steven Karl Pifer, of California, to be Ambassador to Ukraine, Lyndon Lowell Olson, Jr., of Texas, to be Ambassador to Sweden, Gerald S. McGowan, of Virginia, to be Ambassador to the Republic of Portugal, Kathryn Linda Haycock Proffitt, of Arizona, to be Ambassador to the Republic of Malta, James Catherwood Hormel, of California, to be Ambassador to Luxembourg, and David B. Hermelin, of Michigan, to be Ambassador to Norway, after the nominees testified and answered questions in their own behalf. Ms. Babbitt was introduced by Senator McCain, Ms. Bondurant was introduced by Senators Ford and Hollings, Mr. Robertson was introduced by Senators Bumpers, Hutchinson, and Bond, Ms. Proffitt was introduced by Senator Dorgan, Mr. McGowan was introduced by Senators Abraham and Levin, Mr. Olson was introduced by Senator Hutchison, Mr. Hormel was introduced by Senators Feinstein and Boxer, and Mr. Hermelin was introduced by Senators Abraham and Levin.

### U.S.-MEXICO COUNTERDRUG EFFORTS

*Committee on Foreign Relations:* Committee concluded joint hearings with the Caucus on International Narcotics Control to examine United States-Mexican cooperation on counter-narcotics efforts, after receiving testimony from Barry R. McCaffrey, Director, Office of National Drug Control Policy; Thomas J. Kneir, Deputy Assistant Director, Federal Bureau of Investigation, and James S. Milford, Jr., Acting Deputy Administrator, and Donald F. Ferrarone, former Special Agent-in-Charge, Houston Field Division, both of the Drug Enforcement Administration, all of the Department of Justice; Jeffrey Davidow, Assistant Secretary of State for Inter-American Affairs; Samuel H. Banks, Acting Commissioner, United States Customs Service, Department of the Treasury; and Roy

Godson, Georgetown University/National Strategy Information Center, Washington, D.C.

### CAMPAIGN FINANCING INVESTIGATION

*Committee on Governmental Affairs:* Committee resumed hearings to examine certain matters with regard to the committee's special investigation on campaign financing, receiving testimony from Lanny A. Breuer, Special Counsel to the President; Michael X. Imbroscio, Associate Counsel to the President; and Charles Ruff, Chief White House Counsel; and Richard Jenrette, Equitable Life Insurance Company, New York, New York.

Hearings continue tomorrow.

### NOMINATIONS

*Committee on the Judiciary:* Committee concluded hearings on the nominations of James S. Ware, of California, to be United States Circuit Judge for the Ninth Circuit, Lynn S. Adelman, to be United States District Judge for the Eastern District of Wisconsin, Charles R. Breyer, to be United States District Judge for the Northern District of California, Frank C. Damrell, Jr., to be United States District Judge for the Eastern District of California, Martin J. Jenkins, to be United States District Judge for the Northern District of California, Michael P. McCuskey, to be United States District Judge for the Central District of Illinois, G. Patrick Murphy, to be United States District Judge for the Southern District of Illinois, and Frederica A. Massiah-Jackson, to be United States District Judge for the Eastern District of Pennsylvania, after the nominees testified and answered questions in their own behalf. Messrs. Ware, Breyer, Damrell, and Jenkins were introduced by Senators Feinstein and Boxer, Mr. Adelman was introduced by Senators Kohl and Feingold, Mr. McCuskey was introduced by Senators Moseley-Braun and Durbin and Representative Evans, Mr. Murphy was introduced by Senators Moseley-Braun and Durbin, and Ms. Massiah-Jack-

son was introduced by Senators Specter and Santorum and Representatives Foglietta and Fattah.

### GLOBAL TOBACCO SETTLEMENT

*Committee on the Judiciary:* Subcommittee on Antitrust, Business Rights and Competition concluded hearings to examine certain antitrust implications of the proposed settlement between State Attorneys General and tobacco companies to mandate a total reformation and restructuring of how tobacco products are manufactured, marketed and distributed in America, after receiving testimony from Robert Pitofsky, Chairman, Federal Trade Commission; Meyer Koplow, Wachtell, Lipton, Rosen, and Katz, New York, New York; and Frank J. Chaloupka, IV, University of Illinois, Chicago.

### INDIAN GAMING REGULATION

*Committee on Indian Affairs:* Committee concluded hearings on S. 1077, to amend the Indian Gaming Regulatory Act to revise certain definitions and to establish the Federal Indian Gaming Regulatory Commission as an independent United States agency to establish minimum Federal standards for background investigations, internal control systems, and licensing, after receiving testimony from Senator Feinstein and Bryan; David Hayes, Counselor to the Secretary of the Interior; Kevin Di Gregory, Deputy Assistant Attorney General, Criminal Division, Department of Justice; Tadd Johnson, National Indian Gaming Commission, Raymond C. Scheppach, National Governors' Association, Ernie Stevens, Jr., National Congress of American Indians, and Richard G. Hill, National Indian Gaming Association, all of Washington, D.C.; Anthony R. Pico, Viejas Band of Kumeyaay Indians, Alpine, California; Milo Yellow Hair, Oglala Sioux Tribe, Pine Ridge, South Dakota, on behalf of the Great Plains Indian Gaming Association; David Kwait, Yavapai-Apache Indian Nation, Phoenix, Arizona; and Frank L. Chaves, New Mexico Indian Gaming Association, Bernalillo, New Mexico.

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## House of Representatives

### Chamber Action

**Bills Introduced:** 16 public bills, H.R. 2757-2772; and 5 resolutions, H. Con. Res. 180-181, and H. Res. 286, 287, and 289, were introduced. **Page H9729**

**Reports Filed:** Reports were filed as follows:

H.R. 2645, to make technical corrections related to the Taxpayer Relief Act of 1997 and certain other tax legislation, amended (H. Rept. 105-356); and

H. Res. 288, providing for consideration of H.R. 2746, to amend title VI of the Elementary and Secondary Education Act of 1965 to give parents with low incomes the opportunity to choose the appropriate school for their children; and H.R. 2616, to

amend titles VI and X of the Elementary and Secondary Education Act of 1965 to improve and expand charter schools (H. Rept. 105-357). **Page H9728**

**Condolence Resolution:** Agreed to H. Res. 286, expressing the condolences of the House on the death of the Honorable Walter H. Capps, a Representative from the State of California.

**Pages H9617-27**

**Motion to Adjourn:** Rejected the Ensign motion to adjourn by a yea and nay vote of 29 yeas to 374 nays, Roll No. 535.

**Page H9631**

**Question of Privilege of the House:** The Speaker ruled that H. Res. 287, relating to a question of the privileges of the House, did constitute a question of privilege of the House and was in order. Subsequently, agreed to table the resolution by a yea and nay vote of 218 yeas to 200 nays with 1 voting "present", Roll No. 537.

**Pages H9638-39**

**Suspensions:** The House agreed to suspend the rules and pass the following measures that were debated on October 28:

**Dollars to Classrooms:** H. Res. 139, amended, expressing the sense of the House of Representatives that the Department of Education, States, and local education agencies should spend a greater percentage of Federal education tax dollars in our children's classrooms (agreed to by a yea and nay vote of 310 yeas to 99 nays, Roll No. 538);

**Page H9640**

**J. Roy Rowland Federal Courthouse:** H.R. 1484, amended, to redesignate the Dublin Federal Courthouse building located in Dublin, Georgia, as the J. Roy Rowland Federal Courthouse (passed by a yea and nay vote of 414 yeas with none voting "nay", Roll No. 539). Agreed to amend the title; and

**Pages H9640-41**

**David W. Dyer Federal Courthouse:** H.R. 1479, amended, to designate the Federal building and United States courthouse located at 300 Northeast First Avenue in Miami, Florida, as the "David W. Dyer Federal Courthouse" (passed by yea and nay vote of 411 yeas with none voting "nay", Roll No. 540). Agreed to amend the title.

**Pages H9641-42**

**Motion to Instruct Conferees—Commerce, Justice, State, Judiciary Appropriations:** By a yea and nay vote of 153 yeas to 268 nays with 1 voting "present", Roll No. 541, rejected the Rohrabacher motion to instruct conferees on H.R. 2267, making appropriations for the Departments of Commerce, Justice, and State, the Judiciary, and related agencies for the fiscal year ending September 30, 1998, and to insist on the House's disagreement with Section 111 of the Senate amendment which provides for a

permanent extension of Section 245(i) of the Immigration and Nationality Act.

**Pages H9642-55**

**Nuclear Waste Policy Act:** The House completed general debate and began considering amendments to H.R. 1270, to amend the Nuclear Waste Policy Act of 1982.

**Pages H9631-38, H9655-H9706**

Pursuant to section 426(b)(3) of the Congressional Budget Act of 1974, the House agreed to consider the bill by a yea and nay vote of 312 yeas to 105 nays, Roll No. 542.

**Pages H9655-57**

Agreed To:

The Dan Schaefer of Colorado amendment, as modified, that clarifies the applicability of provisions to other Federal law; directs the Department of Energy to minimize the transportation of hazardous materials and nuclear waste through populated areas; directs the Department of Transportation to establish procedures, within one year, for the selection of preferred rail routes for the transportation of spent nuclear fuel or radioactive waste; and specifies emergency responder training standards for persons responsible for responding to emergency situations occurring during the removal and transportation of spent nuclear and high level radioactive waste;

**Pages H9690-91**

The Kildee amendment that defines "affected Indian tribe" to qualify the Indian tribe for affects of an interim storage facility or repository that are substantial and adverse (agreed to by a recorded vote of 408 yeas to 10 noes, Roll No. 543);

**Pages H9691-93**

The Traficant amendment that requires that only nuclear waste produced in the United States can be stored in any repository established in the bill (agreed to by a recorded vote of 407 yeas to 11 noes, Roll No. 544);

**Pages H9691-93**

Pending:

The Ensign amendment was offered that seeks to ensure that a risk assessment study and cost benefit analysis are conducted prior to action being taken under the act;

**Pages H9693-96**

The Gibbons amendment was offered that seeks to specify that the Governor of each State with nuclear waste routes shall certify that emergency response teams exist and can manage any nuclear accident before transportation can be implemented;

**Pages H9696-98**

The Ensign amendment was offered that seeks to require that before any shipments occur, Congress must have appropriated funds to ensure adequate emergency response teams along the transportation route;

**Pages H9698-H9700**

The Markey amendment was offered that seeks to strike provisions that prevent EPA from setting radiation protection standards;

**Pages H9700-03**

The Gibbons amendment was offered that seeks to delete the 1 mill cap and gives the Secretary of Energy the authority to assess a fee on the existing reactors; and

Pages H9703–05

The Traficant amendment was offered that seeks to express the sense of Congress that all material and services purchased pursuant to the bill should be from the United States; requires a notice describing the requirement to purchase American-made equipment and products; and prohibits contracts with persons falsely labeling products as made in America.

Pages H9705–06

Earlier, the House agreed to H. Res. 283, the rule that provided for consideration of the bill by a yeas and nays vote of 259 yeas to 155 nays, Roll No. 536.

Pages H9631–38

**Presidential Message—Aeronautics and Space:** Read a message from the President wherein he transmitted his report concerning the Nation's achievements in aeronautics and space during fiscal year 1996—referred to the Committee on Science.

Page H9706

**Forage Improvement Act:** The House completed debate on H. Res. 284, the rule providing for consideration of H.R. 2493, to establish a mechanism by which the Secretary of Agriculture and the Secretary of the Interior can provide for uniform management of livestock grazing on Federal lands.

Pages H9706–08

**Senate Messages:** Message received from the Senate today appears on page H9617.

**Amendments:** Amendments ordered printed pursuant to the rule appear on page H9730.

**Quorum Calls—Votes:** Eight yeas-and-nays votes and two recorded votes developed during the proceedings of the House today and appear on pages H9631, H9638, H9639, H9640, H9640–41, H9641–42, H9655, H9656–57, H9692–93, and H9693. There were no quorum calls.

**Adjournment:** Met at 10 a.m. and pursuant to the provisions of H. Res. 286, adjourned at 10:43 p.m. in memory of the late Honorable Walter H. Capps of California.

## Committee Meetings

### AGRICULTURAL RESEARCH EXTENSION AND EDUCATION REAUTHORIZATION ACT

*Committee on Agriculture:* Ordered reported amended H.R. 2534, Agricultural Research Extension and Education Reauthorization Act of 1997.

### COMMODITY FUTURES TRADING COMMISSION'S GOVERNMENT PERFORMANCE RESULTS ACT REPORT

*Committee on Agriculture:* Subcommittee on Risk Management and Specialty Crops held a hearing on the Review of the Commodity Futures Trading Commission's Government Performance Results Act Report. Testimony was heard from public witnesses.

### PARK SERVICE HOUSING AND CONSTRUCTION

*Committee on Appropriations:* Subcommittee on Interior held a hearing on Park Service Housing and Construction. Testimony was heard from the following officials of the Department of the Interior: Wilma A. Lewis, Inspector General; Paul Henne, Acting Assistant Director, Administration, Fish and Wildlife Service; Mat Millenbach, Deputy Director, Bureau of Land Management; Robert Stanton, Director, Dennis Galvin, Deputy Director, and Charlie Clapper, Assistant Director, Denver Service Center, all with the National Park Service; Barry T. Hill, Associate Director (Energy, Resources and Science), GAO; and Lyle Laverty, Director, Recreation, Heritage and Wilderness Resources Management, Forest Service, USDA.

### CHILD HEALTH

*Committee on Appropriations:* Subcommittee on Labor, Health and Human Services, and Education held a hearing on Child Health. Testimony was heard from the following officials of the Department of Health and Human Services: Duane Alexander, M.D., Director, National Institute of Child Health and Human Development; Alan Leshner, M.D., Director, National Institute of Drug Abuse; Steven E. Hyman, M.D., Director, National Institute of Mental Health; Audrey Nora, M.D., Director, Maternal and Child Health Bureau, Health Resources and Services Administration; and James Marks, M.D., Director, National Center for Chronic Disease Prevention and Health Promotion, Centers for Disease Control and Prevention; and Ernest Wynder, M.D., President, American Health Foundation.

### MEDICARE HOME HEALTH

*Committee on Commerce:* Subcommittee on Oversight and Investigations held a hearing on Medicare Home Health. Testimony was heard from the following officials of the Department of Health and Human Services: June Gibbs Brown, Inspector General; and Linda Ruiz, Director, Program Integrity, Health Care Financing Administration; Charles L. Owens, Chief, Financial Crimes Section, FBI, Department of Justice; William J. Scanlon, Director, Health Systems Issues, GAO; and public witnesses.

**MISCELLANEOUS MEASURES**

*Committee on Commerce:* Subcommittee on Telecommunications, Trade, and Consumer Protection approved for full Committee action amended the following bills: H.R. 2691, National Highway Traffic Safety Administration Reauthorization Act of 1997; and H.R. 2369, Wireless Privacy Enhancement Act of 1997.

Prior to this action, the Subcommittee held a hearing on H.R. 2691. Testimony was heard from Philip Recht, Deputy Administrator, National Highway Traffic Safety Administration, Department of Transportation; and public witnesses.

**AMERICAN WORKER—CROSSROADS PROJECT—FUTURE OF WORK IN AMERICA**

*Committee on Education and the Workforce:* Subcommittee on Oversight and Investigations held a hearing on the American Worker at a Crossroads Project, "Future of Work in America". Testimony was heard from Edward Montgomery, Chief Economist, Department of Labor; William Brock, former Secretary of Labor; and public witnesses.

**OVERSIGHT REPORT—PERSIAN GULF WAR VETERANS' ILLNESSES**

*Committee on Government Reform and Oversight:* Subcommittee on Human Resources approved for full Committee action the following draft report: "Oversight Report on Gulf War Veterans' Illnesses: VA, DOD Continue to Resist Strong Evidence Linking Toxic Causes to Chronic Health Effects".

**RECENT DEVELOPMENTS IN EUROPE**

*Committee on International Relations:* Held a hearing on Recent Developments in Europe. Testimony was heard from Ambassador Marc Grossman, Assistant Secretary, Bureau of European and Canadian Affairs, Department of State.

**MISCELLANEOUS MEASURES**

*Committee on International Relations:* Subcommittee on Asia and the Pacific, approved for full Committee action the following resolutions: H. Res. 282, amended, Congratulating the Association of Southeast Asian Nations (ASEAN) on the occasion of its 30th Anniversary; H. Con. Res. 172, amended, expressing the sense of Congress in support of efforts to foster friendship and cooperation between the United States and Mongolia; H. Res. 231, amended, urging the President to make clear to the Government of the Socialist Republic of Vietnam the commitment of the American people in support of democracy and religious and economic freedom for the people of the Socialist Republic of Vietnam; and H. Con. Res. 156, amended, expressing concern for the continued deterioration of human rights in Afghani-

stan and emphasizing the need for a peaceful political settlement in that country.

**MISCELLANEOUS MEASURES**

*Committee on the Judiciary:* Ordered reported the following measures: H.R. 1023, amended, Ricky Ray Hemophilia Relief Fund Act of 1997; H.R. 1753, amended, to provide for the establishment of not less than 2,500 Boys and Girls Clubs of America facilities by the year 2000; H.R. 2460, Wireless Telephone Protection Act; H.R. 429, NATO Special Immigration Amendments of 1997; H.J. Res. 91, amended, granting the consent of Congress to the Apalachicola-Chattahoochee-Flint River Basin Compact; H.J. Res. 92, amended, granting the consent of Congress to the Alabama-Cossa Tallapoosa River Basin Compact; H.J. Res. 95, granting the consent of Congress to the Chickasaw Trail Economic Development Compact; H.J. Res. 96, granting the consent and approval of Congress for the State of Maryland, the Commonwealth of Virginia, and the District of Columbia to amend the Washington Metropolitan Area Transit Regulation Compact.

The Committee also considered private immigration bills.

**GUAM LEGISLATION**

*Committee on Resources:* Held a hearing on the following bills: H.R. 100, Guam Commonwealth Act; H.R. 2370, Guam Judicial Empowerment Act of 1997; and S. 210, to amend the Organic Act of Guam, the Revised Organic Act of the Virgin Islands, and the Compact of Free Association Act. Testimony was heard from Senator Akaka; Representatives Mink of Hawaii and Becerra; the following officials of the Department of the Interior: John R. Garamendi, Deputy Secretary; and Allen Staymen, Director, Office of Insular Affairs; the following officials of Guam: Carl T.C. Gutierrez, Governor; Anthony C. Blaz, Vice Speaker; Mark Forbes, Chairman, Senate Committee on Federal Affairs; and Ben Pangelinan, member, Senate; all with the Legislature; Peter C. Signenza, Chief Justice, Supreme Court and Alberto C. Lamorena, III, Presiding Judge, Superior Court; Ben Blaz, former Delegate, U.S. House of Representatives; and public witnesses.

**HELPING EMPOWER LOW-INCOME PARENTS (HELP) SCHOLARSHIPS AMENDMENTS AND CHARTER SCHOOLS AMENDMENTS ACT**

*Committee on Rules:* Granted, by voice vote, a rule providing for consideration of H.R. 2746, Helping Empower Low-income Parents (HELP) Scholarships Amendments of 1997, in the House under a closed rule. The rule provides for two hours of debate equally divided and controlled by the chairman and



ranking minority member of the Committee on Education and the Workforce. The rule provides one motion to recommit. The rule also provides for the consideration of H.R. 2616, Charter Schools Amendments Act of 1997, under an open rule. The rule provides one hour of general debate equally divided and controlled by the chairman and ranking minority member of the Committee on Education and the Workforce. The rule makes in order the Committee on Education and the Workforce amendment in the nature of a substitute as an original bill for the purpose of amendment, which shall be considered as read. The rule provides for the consideration of the manager's amendment printed in the report of the Committee on Rules, if offered by Chairman Goodling or his designee, which is considered as read, is not subject to amendment or to a division of the question, is debatable for 10 minutes equally divided between the proponent and an opponent, and if adopted, is considered as part of the base text for further amendment purposes. The rule authorizes the Chair to accord priority in recognition to Members who have preprinted their amendments in the Congressional Record. The rule allows the Chairman of the Committee of the Whole to postpone votes during consideration of the bill, and to reduce votes to five minutes on a postponed question if the vote follows a fifteen minute vote. The rule provides one motion to recommit with or without instructions. The rule provides that in the engrossment of H.R. 2616, the Clerk shall add the text of H.R. 2746, as passed by the House, as a new matter at the end of H.R. 2616 and make conforming and designation changes within the engrossment. The rule provides that upon the addition of the text of H.R. 2746 to the engrossment of H.R. 2616, H.R. 2746 shall be laid on the table. Finally, the rule provides that H. Res. 280 is laid upon the table. Testimony was heard from Chairman Goodling and Representatives Riggs, Martinez, Roemer, Scott, Clyburn, and Hooley.

#### **SMET—K-12 EDUCATION**

*Committee on Science:* Held a hearing on Science, Math, Engineering, and Technology Education (SMET) in America—Collaboration and Coordination of Federal Agency Efforts in SMET K-12 Education. Testimony was heard from Clifford Gabriel, Acting Associate Director, Science Division, Office of Science and Technology Policy; David E. Shaw, Chairman, Panel on Educational Technology, President's Committee on Advisors on Science and Technology; and public witnesses.

#### **SBA IMPLEMENTATION OF THE RESULTS ACT**

*Committee on Small Business:* Held a hearing on SBA implementation of the Results Act. Testimony was heard from Paul Weech, Chief of Staff, SBA; Stanley J. Czerwinski, Associate Director, Housing and Community Development, GAO; and public witnesses.

#### **MISCELLANEOUS MEASURES; RESOLUTIONS**

*Committee on Transportation and Infrastructure:* Ordered reported amended the following bills: H. R. 2626, to make clarifications to the Pilot Records Improvement Act of 1996; H.R. 2476, to amend title 49, United States Code, to require the National Transportation Safety Board and individual foreign air carriers to address the needs of families of passengers involved in aircraft accidents involving foreign air carriers.

The Committee also approved the following: 10 leasing resolutions; three amendments to previously approved resolutions; 1 repair and alteration resolution; and 1 design resolution.

#### **SUPERFUND REAUTHORIZATION AND REFORM LEGISLATION**

*Committee on Transportation and Infrastructure:* Subcommittee on Water Resources and Environment held a hearing on superfund reauthorization and reform proposals. Testimony was heard from Carol Browner, Administrator, EPA; Christophe Tulou, Secretary, Department of Natural Resources and Environmental Control, State of Delaware; Paul Helmke, Mayor, Fort Wayne, State of Indiana; and public witnesses.

### ***Joint Meetings***

#### **ECONOMIC OUTLOOK AND MONETARY POLICY**

*Joint Economic Committee:* Committee concluded hearings to examine the national economic outlook and monetary policy, focusing on the impact of recent developments in world financial markets on the American economy, after receiving testimony from Alan Greenspan, Chairman, Board of Governors of the Federal Reserve System.

#### **APPROPRIATIONS—FOREIGN ASSISTANCE**

*Conferees* on Tuesday, October 28, met on the differences between the Senate- and House-passed versions of H.R. 2159, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 1998, but did not complete action thereon, and recessed subject to call.

## NEW PUBLIC LAWS

(For last listing of Public Laws, see DAILY DIGEST p. D1150)

H.R. 2158, making appropriations for the Departments of Veterans Affairs and Housing and Urban Development, and for sundry independent agencies, commissions, corporations, and offices for the fiscal year ending September 30, 1998. Signed October 27, 1997. (P.L. 105-65)

H.R. 2169, making appropriations for the Department of Transportation and related agencies for the fiscal year ending September 30, 1998. Signed October 27, 1997. (P.L. 105-66)

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**COMMITTEE MEETINGS FOR THURSDAY,  
OCTOBER 30, 1997**

(Committee meetings are open unless otherwise indicated)

**Senate**

*Committee on Agriculture, Nutrition, and Forestry*, business meeting, to consider the nominations of Sally Thompson, of Kansas, to be Chief Financial Officer, Department of Agriculture, and Joseph B. Dial, of Texas, to be a Commissioner of the Commodity Futures Trading Commission, 9:15 a.m., SR-332.

*Committee on Armed Services*, to hold hearings on the nominations of Robert M. Walker, of Tennessee, to be Under Secretary of the Army, Jerry MacArthur Hultin, of Virginia, to be Under Secretary of the Navy, and F. Whitten Peters, of the District of Columbia, to be Under Secretary of the Air Force, 10:30 a.m., SR-222.

*Committee on Banking, Housing, and Urban Affairs*, to hold hearings on the implementation of the Iran-Libya Sanctions Act, 10 a.m., SD-538.

*Committee on the Budget*, to hold hearings to examine funding for international affairs, 2 p.m., SD-608.

*Committee on Commerce, Science, and Transportation*, to hold hearings on the nominations of William Clyburn, Jr., of South Carolina, to be a Member of the Surface Transportation Board, Department of Transportation, and Duncan T. Moore, of New York, and Arthur Bienenstock, of California, each to be an Associate Director of the Office of Science and Technology Policy, 9:30 a.m., SR-253.

*Committee on Energy and Natural Resources*, Subcommittee on Forests and Public Land Management, to hold hearings on S. 1253, to provide to the Federal land management agencies the authority and capability to manage effectively the federal land in accordance with the principles of multiple use and sustained yield, 9:30 a.m., SD-366.

Subcommittee on Water and Power, to hold hearings to review the Federal Energy Regulatory Commission's hydroelectric relicensing procedures, 2 p.m., SD-366.

*Committee on Environment and Public Works*, to hold hearings on evidentiary privileges or immunity from prosecution for voluntary environmental audits, 9:30 a.m., SD-406.

*Committee on Foreign Relations*, to hold hearings to examine the relationship between NATO and Russia, 9:30 a.m. and 2 p.m., SD-419.

*Committee on Governmental Affairs*, to hold hearings on the nominations of Anita M. Josey and John M. Campbell, each to be Associate Judge of the Superior Court of the District of Columbia, 9 a.m., SD-342.

Full Committee, to continue hearings to examine certain matters with regard to the committee's special investigation on campaign financing, 10 a.m., SH-216.

*Committee on the Judiciary*, Subcommittee on Administrative Oversight and the Courts, to hold hearings to examine victim compensation and attorneys' fees with regard to class action lawsuits, 2 p.m., SD-226.

*Committee on Labor and Human Resources*, to hold hearings to examine recent developments and current issues in HIV/AIDS, 10 a.m., SD-430.

*Committee on Rules and Administration*, to hold hearings to examine the Senate strategic planning process for infrastructure support; to be followed by a business meeting to consider pending administrative matters, 9 a.m., SR-301.

*Committee on Veterans Affairs*, to hold hearings on the nominations of Richard J. Griffin, of Illinois, to be Inspector General, and Joseph Thompson, of New York, to be Under Secretary for Benefits, both of the Department of Veterans Affairs, William P. Greene Jr., of West Virginia, to be an Associate Judge of the United States Court of Veterans Appeals, and Espiridion A. Borrego, of Texas, to be Assistant Secretary of Labor for Veterans' Employment and Training, 5 p.m., SR-418.

*Committee on Indian Affairs*, to hold hearings on the nomination of Kevin Gover, of New Mexico, to be Assistant Secretary of the Interior for Indian Affairs, 9:30 a.m., SD-G50.

**NOTICE**

For a listing of Senate committee meetings scheduled ahead, see page E2125 in today's Record.

**House**

*Committee on Agriculture*, Subcommittee on Department Operations, Nutrition and Foreign Agriculture, hearing on review of the waste and abuse in the administration of the Food Stamp Program, 10 a.m., 1300 Longworth.

*Committee on Appropriations*, Subcommittee on Transportation, hearing on FAA's Standard Terminal Automation Replacement System (STARS), 11 a.m., 2358 Rayburn.

*Committee on Banking and Financial Services*, Subcommittee on Capital Markets, Securities and Government Sponsored Enterprises, hearing on the GAO Report on the Office of Federal Housing Finance Oversight, 10 a.m., 2128 Rayburn.

*Committee on Commerce*, to markup H.R. 10, Financial Services Act of 1997, 9:30 a.m., 2123 Rayburn.

Subcommittee on Telecommunications, Trade, and Consumer Protection, hearing on Video Competition: Access to Programming, 1:30 p.m., 2322 Rayburn.

*Committee on Government Reform and Oversight*, hearing on the Results Act: Are We Getting Results? 2 p.m., 2154 Rayburn.

*House Oversight*, oversight hearing on Campaign Finance Reform, 10 a.m., 1310 Longworth.

*Committee on the Judiciary*, Subcommittee on Courts and Intellectual Property, hearing regarding copyright licensing regimes covering retransmission of broadcast signals, 10 a.m., 2237 Rayburn.

Subcommittee on Crime, hearing regarding options for improving and expanding cooperation between Federal Prison Industries and the private sector, 9:30 a.m., 2226 Rayburn.

*Committee on Resources*; Subcommittee on Fisheries Conservation, Wildlife and Oceans, to markup H.R. 2556, North American Wetlands Conservation Act of 1989 and Partnerships for Wildlife Act; followed by an oversight hearing to examine activities being planned by the Administration for the International Year of the Ocean, 10 a.m., 1334 Longworth.

Subcommittee on National Parks and Public Lands, to markup H.R. 2186, to authorize the Secretary of the Interior to provide assistance to the National Historic Trails Interpretive Center in Casper, Wyoming; and to hold a hearing on the following bills: H.R. 2438, to encourage establishment of appropriate trails on abandoned railroad rights-of-way, while ensuring protection of certain rever-

sionary property rights; H.R. 1995, Point Reyes National Seashore Farmland Protection Act of 1997, 10 a.m., 1324 Longworth.

Subcommittee on Water and Power, oversight hearing on Water Management Implications of the 1997/98 El Nino; 2 p.m., 1324 Longworth.

*Committee on Rules*, to consider H.R. 2614, Reading Excellence Act, 10 a.m., H-313 Capitol.

Subcommittee on Rules and Organization of the House and the Subcommittee on Legislative and Budget Process, joint hearing on Implementation of the Unfunded Mandates Reform Act and Proposals for Reform, 1 a.m., H-313 Capitol.

*Committee on Science*, Subcommittee on Space and Aeronautics, hearing on Indemnification and Crosswaiver Authority, 10 a.m., 2325 Rayburn.

*Committee on Transportation and Infrastructure*, Subcommittee on Coast Guard and Maritime Transportation, hearing on Oil Spill Prevention Measures, 10 a.m., 2253 Rayburn.

### Joint Meetings

*Conferees*, on H.R. 2264, making appropriations for the Departments of Labor, Health and Human Services, and Education, and related agencies for the fiscal year ending September 30, 1998, 10 a.m., H-140, Capitol.

*Next Meeting of the SENATE*

10 a.m., Thursday, October 30

## Senate Chamber

**Program for Thursday:** Senate will consider the nomination of Charles J. Siragusa, of New York, to be United States District Judge for the Western District of New York, with a vote to occur thereon, following which Senate will consider S. 1292, disapproving vetoed provisions of Military Construction Appropriations, 1998.

*Next Meeting of the HOUSE OF REPRESENTATIVES*

10 a.m., Thursday, October 30

## House Chamber

**Program for Thursday:** Vote on H. Res. 284, rule providing for consideration of H.R. 2493, Forage Improvement Act of 1997;

Consideration of H.R. 2493, Forage Improvement Act of 1997 (modified open rule, 1 hour of general debate);

Complete consideration of H.R. 1270, Nuclear Waste Policy Act of 1997 (structured rule);

Consideration of H. Res. 288, rule providing for consideration of H.R. 2746, HELP Scholarships Act and H.R. 2616, Charter Schools Amendments Act;

Consideration of H.R. 2746, HELP Scholarships Act (closed rule, 2 hours of general debate); and

Consideration of H.R. 2616, Charter Schools Amendments Act (open rule, 1 hour of general debate).

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